

By: Zerwas, Geren, Isaac, et al.

H.B. No. 897

A BILL TO BE ENTITLED

AN ACT

relating to instruction in cardiopulmonary resuscitation and the use of automated external defibrillators in secondary education curriculum.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. This Act may be cited as the Edmund Kuempel Act.

SECTION 2. Section 28.0023, Education Code, is amended by amending Subsections (b) and (c) and adding Subsections (d), (e), (f), and (g) to read as follows:

(b) The State Board of Education by rule shall require ~~[include elements relating to]~~ instruction in cardiopulmonary resuscitation and the use of an automated external defibrillator for students in grades 7 through 12 ~~[as part of the essential knowledge and skills of the health curriculum under Section 28.002(a)(2)(B)]~~.

(c) A school district or open-enrollment charter ~~[This subsection applies only to a private school that receives an automated external defibrillator from the agency or receives funding from the agency to purchase or lease an automated external defibrillator. A private]~~ school shall provide instruction to students in grades 7 through 12 in cardiopulmonary resuscitation and the use of an automated external defibrillator in a manner consistent with the requirements of this section and State Board of Education rules adopted under this section. The instruction may be

1 provided as a part of any course. A student shall receive the
2 instruction at least once before graduation.

3 (d) A school administrator may waive the curriculum
4 requirement under this section for an eligible student who has a
5 disability.

6 (e) Cardiopulmonary resuscitation and automated external
7 defibrillator instruction must include cardiopulmonary
8 resuscitation and automated external defibrillator training that
9 has been developed:

10 (1) by the American Heart Association or the American
11 Red Cross; or

12 (2) using nationally recognized, evidence-based
13 guidelines for emergency cardiovascular care and incorporating
14 psychomotor skills to support the instruction.

15 (f) For purposes of Subsection (e), "psychomotor skills"
16 means hands-on practice to support cognitive learning. The term
17 does not include cognitive-only instruction and training.

18 (g) A school district or open-enrollment charter school may
19 use emergency medical technicians, paramedics, police officers,
20 firefighters, representatives of the American Heart Association or
21 the American Red Cross, teachers, other school employees, or other
22 similarly qualified individuals to provide instruction and
23 training under this section. Instruction provided under this
24 section is not required to result in certification in
25 cardiopulmonary resuscitation or the use of an automated external
26 defibrillator. If instruction is intended to result in
27 certification in cardiopulmonary resuscitation or the use of an

1 automated external defibrillator, the course instructor must be
2 authorized to provide the instruction by the American Heart
3 Association, the American Red Cross, or a similar nationally
4 recognized association.

5 SECTION 3. This Act applies beginning with the 2014-2015
6 school year.

7 SECTION 4. This Act takes effect immediately if it receives
8 a vote of two-thirds of all the members elected to each house, as
9 provided by Section 39, Article III, Texas Constitution. If this
10 Act does not receive the vote necessary for immediate effect, this
11 Act takes effect September 1, 2013.